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<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))			Docket No. 0267-1952(B)
In Re Application Of: Frantz Germain et al.			
Serial No. 10/692,056	Filing Date 10/22/2003	Examiner Donovan, Lincoln D.	Group Art Unit 2832
Title: CIRCUIT INTERRUPTING DEVICE AND SYSTEM UTILIZING ELECTROMECHANICAL RESET			
<p>Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p>			
<b>37 CFR 1.97(b)</b>			
1. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.			
<b>37 CFR 1.97(c)</b>			
2. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:			
<input type="checkbox"/> the statement specified in 37 CFR 1.97(e);			
OR			
<input checked="" type="checkbox"/> the fee set forth in 37 CFR 1.17(p).			

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
0267-1952(B)

In Re Application: Frantz Germain et al.

JUN 03 2005

ATTENY & TRADEMARKS OFFICE

Serial No.  
10/692,056

Filing Date  
10/22/2003

Examiner  
Donovan, Lincoln D.

Group Art Unit  
2832

CIRCUIT INTERRUPTING DEVICE AND SYSTEM UTILIZING ELECTROMECHANICAL RESET

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

A check in the amount of \_\_\_\_\_ is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 12-1185 as described below.

Charge the amount of \$180.00

Credit any overpayment.

Charge any additional fee required.

Certificate of Transmission by Facsimile\*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

\_\_\_\_\_  
(Date)

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Signature

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Typed or Printed Name of Person Signing Certificate

\*This certificate may only be used if paying by deposit account.

\_\_\_\_\_  
Signature

Paul J. Sutton, Esq.

Reg. No. 24,201

GREENBERG TRAURIG, LLP

200 Park Ave

New York, NY 10166

Tel. No. 212.801.2108

Certificate of Mailing by First Class Mail

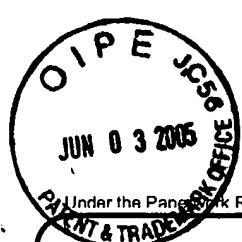
I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_  
Signature of Person Mailing Correspondence

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Certificate

Dated: June 3, 2005

CC:



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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL For FY 2005

 Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$)
 **180.00**
**Complete if Known**

Application Number	10/692,056
Filing Date	10/22/2003
First Named Inventor	Frantz Germain
Examiner Name	Donovan, Lincoln D.
Art Unit	2832
Attorney Docket No.	0267-1952(B)

**METHOD OF PAYMENT** (check all that apply)

 Check  Credit Card  Money Order  None  Other (please identify):

 Deposit Account Deposit Account Number: 12-1185 Deposit Account Name: Leviton Manufacturing Co., Inc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION**
**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	
Utility	300	150	500	250	200	100	\$0
Design	200	100	100	50	130	65	\$0
Plant	200	100	300	150	160	80	\$0
Reissue	300	150	500	250	600	300	\$0
Provisional	200	100	0	0	0	0	\$0

**2. EXCESS CLAIM FEES**
Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
	- 20 or HP =	0	x \$0	= \$0		

HP = highest number of total claims paid for, if greater than 20.

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
	- 3 or HP =	0	\$0	= \$0	\$0

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
0	- 100 = 0	/ 50 = 0.0 (round up to a whole number)	x \$250	\$0

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Information Disclosure Statement

Fees Paid (\$)

\$180

PTO did not receive the following item(s) \$130.00

**SUBMITTED BY**

Signature		Registration No. 24,201 (Attorney/Agent)	Telephone 212.801.2108
Name (Print/Type)	Paul J. Sutton		Date 06/03/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Attorney Docket No. 0267-1952(B)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Frantz Germain et al.

**SERIAL NO.:** 10/692,056

**FILING DATE:** 10/22/2003

**TITLE:** CIRCUIT INTERRUPTING DEVICE AND SYSTEM UTILIZING ELECTROMECHANICAL  
RESET

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**EXPRESS MAIL CERTIFICATE**

Express Mail label number: EV 570902456 US

Date of Deposit: 06/03/2005

I hereby state that the following *attached* papers or fees

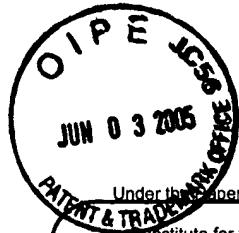
1. Transmittal of Information Disclosure Statement (2 pages)
2. Information Disclosure Statement by Applicant (Form PTO/SB/08a (2 pages)
3. Fee Transmittal (1 page) in duplicate
4. Return postal card

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop Issue Fee.

Marilyn Dawkins

Marilyn Dawkins

Signature



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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

of

Complete If Known

Application Number	10/692,056
Filing Date	10/22/2003
First Named Inventor	Frantz Germain
Art Unit	2832
Examiner Name	Donovan, Lincoln D.

Attorney Docket Number 0267-1952(B)

## U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
1	US- 4,034,266		07-1977	Virani et al.	
2	US- 4,442,470		04-1984	Misencik	
3	US- 4,595,894		06-1986	Doyle et al.	
4	US- 4,630,015		12-1986	Gernhardt et al.	
5	US- 4,719,437		01-1988	Yun	
6	US- 4,802,052		01-1989	Brant et al.	
7	US- 4,851,951		07-1989	Foster, Jr.	
8	US- 4,979,070		12-1990	Bodkin	
9	US- 5,185,687		02-1993	Beihoff et al.	
10	US- 5,223,810		06-1993	Van Haaren	
11	US- 5,224,006		06-1993	MacKenzie et al.	
12	US- 5,363,269		11-1994	McDanold	
13	US- 5,477,412		12-1995	Neiger et al.	
14	US- 5,510,760		04-1996	Marcou et al.	
15	US- 5,541,800		07-1996	Misencik	
16	US- 5,594,398		01-1997	Marcou et al.	
17	US- 5,600,254		01-1997	Neiger et al.	
	US-				

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
1	WO 2004/070751 A3		08-2004	Leviton Manufacturing		
2	WO 2004/070752 A2		08-2004	Leviton Manufacturing		
3						
4						
5						

Examiner Signature		Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

2

of

2

## Complete If Known

Application Number	10/692,056
Filing Date	10/22/2003
First Named Inventor	Frantz Germain
Art Unit	2832
Examiner Name	Donovan, Lincoln D.

0267-1952(B)

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	18	US- 5,706,155	01-1998	Neiger et al.	
	19	US- 5,729,417	03-1998	Neiger et al.	
	20	US- 5,805,397	09-1998	MacKenzie	
	21	US- 6,040,967	03-2000	DiSalvo	
	22	US- 6,052,265	04-2000	Zaretsky et al.	
	23	US- 6,246,558	06-2001	DiSalvo et al.	
	24	US- 6,252,407	06-2001	Gershen	
	25	US- 6,266,161	05-2001	Neiger et al.	
	26	US- 6,437,953	08-2002	DiSalvo et al.	
	27	US- 5,590,753	07-2003	Finlay	
	28	US- 6,864,766	03-2005	DiSalvo et al.	
	29	US-			
	30	US-			
	31	US-			
	32	US-			
	33	US-			
	34	US-			
		US-			

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Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	6					
	7					
	8					
	9					
	10					

Examiner Signature		Date Considered	
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